

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
December 1, 2020

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, December 1, 2020. Present: Councilmembers Bates, Cathey, Hopkins, Huber, Johnson, Lutz, Pacheco, Powell and Mayor Freel.

2. PLEDGE OF ALLEGIANCE

Mayor Freel led the audience in the Pledge of Allegiance.

3. MINUTES

Moved by Councilmember Hopkins, seconded by Vice Mayor Lutz, to, by minute action, approve the minutes of the November 17, 2020, regular Council meeting, as published in the Casper-Star Tribune on November 25, 2020. Motion passed.

4. EXECUTIVE SESSION MINUTES

Moved by Councilmember Pacheco, seconded by Councilmember Johnson, to, by minute action, approve the minutes of the November 17, 2020, executive session. Motion passed.

5. BILLS & CLAIMS

Moved by Councilmember Hopkins, seconded by Councilmember Cathey, to, by minute action, approve payment of the December 1, 2020, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims 12/01/20		
307Cllsn	Services	3,138.96
AMBI	Services	1,101.86
AAALndscpng	Services	50.00
ABeamer	Reimb	90.00
AceHrdwr	Goods	216.68
Adecco	Services	582.00
AhernRntls	Services	451.50
Airgas	Goods	9,957.94
AllansCncrt	Goods	4,620.00
AlSCO	Services	514.85
Ameri-Tech	Goods	41,599.31
AmericanTitle	Services	125.00
Amerigas	Goods	339.66
Arrowhead	Services	570.37
AtlasOffice	Goods	1,290.85
AtlasRepro	Services	250.53
BnkofAmerica	Goods	66,899.23
Bar-DSgns	Services	750.00
Bargreen	Goods	89.96

BlckHillsEnrgy	Utilities	23,334.83
Bloedorn	Goods	14.99
Brenntag	Goods	12,391.58
Caselle	Services	75.00
CsprChrstn	Refund	405.00
CsprStarTrib	Services	3,335.89
CsprTin	Goods	227.00
CsprTire	Goods	331.00
CenturyLink	Utilities	27,024.02
CtyofCspr	Services	119,235.19
CMITeco	Goods	43,458.40
CollectionCtr	Services	598.31
ColumbineCtrl	Goods	5,244.00
CommunicationTech	Goods	2,722.20
Comtronix	Goods	876.89
Convergeone	Services	451.20
CompProf	Goods	5,568.00
DaveLodenConst	Services	4,994.25
DeckerAuto	Goods	1,030.58
DiamondVogel	Goods	33.58
DooleyOil	Goods	55,347.53
DPCInd	Goods	6,875.61
Econolite	Goods	8,415.00
EnergyLbs	Services	420.00
EnvrnmntlSyst	Goods	58,500.00
FarmerBrths	Goods	460.82
FirstData	Services	19.95
FIB	Services	9,819.85
FrtCsprMsmAssoc	Services	1,047.00
GCBldgSply	Goods	650.68
Geosyntec	Services	1,583.67
GlobalPkg	Goods	50,781.60
Golder	Services	2,433.38
HachCo	Goods	2,093.63
HDREng	Services	27,265.50
HghlndrSkiLft	Goods	67,780.00
Homax	Goods	2,217.87
HrzonCblSvc	Goods	476.39
ISCO	Services	14,510.00
ITC Elect	Services	100,458.50
JDCInvest	Services	2,000.00
JohnnyApplseed	Goods	7,324.52
JrnlTech	Goods	6,963.77
KBoulter	Refund	405.00
KeyholeTech	Goods	5,498.50

KnifeRiver	Goods	842.26
LwFffHmptonYng	Services	3,748.33
Lisa'sSpnSpn	Services	940.00
LongBldg	Goods	295.00
MBrattis	Reimb	44.07
MotionFlow	Goods	34.66
MtnStatesLitho	Services	237.79
MtnWest	Utilities	2,000.00
Natare	Services	18,758.00
NCHHealth	Funding	42,750.00
NCSheriff	Services	7,500.00
Norco	Goods	1,323.48
Norcostco	Retainage	3,272.25
NrthrnLghts	Goods	4,830.00
NWContractors	Services	437.81
OlsonAutobdy	Services	9,127.70
OneCall	Services	564.75
PostalPros	Services	4,110.37
PblcSvcCom	Services	2,788.25
RCHPrking	Services	1,500.00
ReliantTech	Goods	20,000.00
RckyMtnPwr	Utilities	266,349.64
RodolphBros	Services	791.00
RooterSwr	Services	1,446.28
SftyKleen	Services	255.00
SlfHlpCtr	Funding	11,027.75
STrumbull	Services	129.90
SrwinWilliams	Goods	200.53
ShoshoneDist	Goods	370.00
StateofWy	Services	6,191.75
StellarProg	Services	1,991.25
SuperiorInd	Goods	3,491.00
Swi	Retainage	16,209.48
Thatcher	Goods	18,532.80
TheScienceZone	Funding	56,791.52
ThirtyThreeMileRd	Services	139.70
ThyssenkruppElvtr	Services	2,887.50
TopOffice	Goods	163.00
TretoConst	Services	66,510.53
TriStateOil	Services	937.50
TriStateTrck	Goods	1,066.19
TylerTech	Goods	125,728.00
UnitedWay	Funding	757.77
Verizon	Services	997.06
VRCCo	Services	362.06

WasteWater	Services	359,541.90
WayneColemnConst	Services	5,103.00
Wellborn	Services	5,000.00
WstPlnsEng	Services	1,000.00
WstrnBus	Goods	495.00
WstrnEcoSyst	Goods	2,577.57
WstrnStatesFire	Services	575.00
WLCEng	Services	23,337.50
WyFrstAid	Goods	331.16
WyMachinery	Goods	60,014.33
WyOfficeProd	Goods	45.38
WyRec	Services	812.85
WyStateAuditor	Services	21,379.70
WyStateGolfAssoc	Services	29.00
WySteel	Services	8,986.20
Xerox	Services	38.96
Total		2,015,038.86

6. BRIGHT SPOT

Mayor Freel welcomed members of the Census Complete Count Committee to the meeting and shared information on the work of the committee, which began two years prior to the census. The focus of the group was to increase awareness and motivate residents to respond to the census. Mayor Freel thanked the group for all of their hard work and presented the seven members that were present with a certificate of appreciation.

7. COMMUNICATIONS FROM PERSONS PRESENT

No citizens addressed the Council.

8. ESTABLISH PUBLIC HEARING

Moved by Councilmember Cathey, seconded by Vice Mayor Lutz, to, by minute action: establish February 16, 2021, as the public hearing date for the consideration of Liquor License Renewals for Licensing Period April 1, 2021 through March 31, 2022. Motion passed.

9.A PUBLIC HEARING - ORDINANCE

Mayor Freel opened the public hearing for the consideration of the ordinance amending Chapter 9.40 – Offenses by or Against Minors, Article IV, Sale of Tobacco.

City Attorney Henley entered one (1) exhibit: correspondence from John Henley, to the Casper City Council and J. Carter Napier, dated November 19, 2020. City Manager Napier provided a brief report.

There being no one to speak for or against the issues involving the sale of tobacco, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 29-20
AN ORDINANCE AMENDING CHAPTER 9.40 OF THE
CASPER MUNICIPAL CODE – OFFENSES BY OR AGAINST
MINORS – ARTICLE IV – SALE OF TOBACCO.

Councilmember Pacheco presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Huber. Councilmembers discussed the matter briefly. Councilmembers Bates, Cathey, Hopkins, Huber and Johnson voted nay. Motion failed.

Councilmember Pacheco asked for direction from staff. City Manager Napier recommended rescinding the ordinance, so there would be no contradiction between City and State statutes. He indicated that City police could then use the State statute rather than the local ordinance for enforcement. Councilmember Huber suggested that the ordinance could be left in place as-is. Mayor Freel asked for more information about rescinding the ordinance. City Attorney Henley stated that as a matter of courtesy and clarification for business owners that one set of laws would be the preferred way to handle the matter. Mayor Freel asked about further action, and City Manager Napier indicated nothing was needed at this time. Councilmember Bates asked about further readings of the ordinance, and Mayor Freel indicated that this item would not be moving forward for further readings.

9.B PUBLIC HEARING - RESOLUTION

Mayor Freel opened the public hearing for the consideration of the sale and transfer of ownership of the “former Beverly Street ballfields property”.

City Attorney Henley entered two (2) exhibits: correspondence from Liz Becher to J. Carter Napier, dated November 23, 2020 and an affidavit of publication, as published in the Casper-Star Tribune, dated November 23, 2020. City Manager Napier provided a brief report.

Speaking in favor were: Kim Summerall–Wright, Executive Director of the Casper Housing Authority; and Joy Clark, 7975 Bull Run. Ms. Summerall-Wright addressed questions presented by Council.

Lisa Engebretson, Councilmember-elect, shared her thoughts on the potential development of the property.

There being no others to speak for or against the issue, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 20-231
A RESOLUTION ACCEPTING THE HIGH BID FOR THE SALE
OF THE “FORMER BEVERLY STREET BALLFIELDS
PROPERTY” AND APPROVING A REAL ESTATE PURCHASE
AGREEMENT ON THE SALE OF THE REAL PROPERTY
LOCATED AT APPROXIMATELY 1032 SOUTH BEVERLY
STREET.

Councilmember Hopkins presented the foregoing resolution for adoption. Seconded by Councilmember Bates. Councilmembers Pacheco, Bates, Powell and Mayor Freel spoke in favor of the sale. Motion passed.

9.C.1 PUBLIC HEARING - MINUTE ACTION

Mayor Freel opened the public hearing for the consideration of the transfer of ownership for Retail Liquor License No. 11, from Partytime Inc.d/b/a Partytime Liquors to JJBB, LLC d/b/a Partytime Liquors, located at 1335 South McKinley Street.

City Attorney Henley entered five (5) exhibits: correspondence from Fleur Tremel, to J. Carter Napier, dated November 2, 2020; an affidavit of publication, as published in the Casper-Star Tribune, dated November 24, 2020; an affidavit of website publication, as published on the City of Casper website, dated November 19, 2020; an affidavit of notice of conspicuous posting, as posted at 1335 South McKinley, dated November 19, 2020; and the liquor license application filed October 30, 2020. City Manager Napier provided a brief report.

There being no one to speak for or against the issues involving Retail Liquor License No. 11, the public hearing was closed.

Moved by Councilmember Cathey, seconded by Vice Mayor Lutz, to, by minute action, authorize the transfer of ownership for Retail Liquor License No. 11. Motion passed.

9.C.2 PUBLIC HEARING - MINUTE ACTION

Mayor Freel opened the public hearing for the consideration of the transfer of ownership for Retail Liquor License No. 17, from L & L Liquors, Inc., d/b/a Liquor Shed, located at 4241 East 2nd Street.

City Attorney Henley entered five (5) exhibits: correspondence from Fleur Tremel, to J. Carter Napier, dated November 18, 2020; an affidavit of publication, as published in the Casper-Star Tribune, dated November 24, 2020; an affidavit of website publication, as published on the City of Casper website, dated November 19, 2020; an affidavit of notice of conspicuous posting, as posted at 4241 East 2nd, dated November 19, 2020; and the liquor license application filed November 4, 2020. City Manager Napier provided a brief report.

Speaking in support was Polly Carlson, 6642 Riverside.

There being no others to speak for or against the issues involving Retail Liquor License No. 17, the public hearing was closed. Moved by Councilmember Cathey, seconded by Councilmember Pacheco, to, by minute action, authorize the transfer of ownership for Retail Liquor License No. 17. Motion passed.

10.A ORDINANCE— SECOND READING

Following ordinance read:

ORDINANCE NO. 25-20
AN ORDINANCE APPROVING A ZONE CHANGE OF LOTS 3
AND 4, HEMBREE ADDITION NO. 2 IN THE CITY OF CASPER,
WYOMING.

Councilmember Hopkins presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Johnson.

There being no one to speak regarding the ordinance, and no discussion or amendments, motion passed.

10.B ORDINANCE– SECOND READING

Following ordinance read:

ORDINANCE NO. 26-20
AN ORDINANCE APPROVING THE MESA DEL SOL IV
SUBDIVISION AGREEMENT AND THE VACATION AND
REPLAT CREATING MESA DEL SOL IV ADDITION.

Councilmember Johnson presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Cathey.

There being no one to speak regarding the ordinance, and no discussion or amendments, motion passed.

10.C ORDINANCE– SECOND READING

Following ordinance read:

ORDINANCE NO. 27-20
AN ORDINANCE APPROVING THE KINCO ADDITION NO. 2
SUBDIVISION AGREEMENT AND THE FINAL PLAT
CREATING KINCO ADDITION NO. 2.

Vice Mayor Lutz presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Johnson.

There being no one to speak regarding the ordinance, and no discussion or amendments, motion passed.

10.D ORDINANCE– SECOND READING

Following ordinance read:

ORDINANCE NO. 28-20
AN ORDINANCE AMENDING ORDINANCE NO. 11-11, AN
ORDINANCE GRANTING TO SOURCEGAS DISTRIBUTION
LLC, A DELAWARE LIMITED LIABILITY COMPANY, ITS
SUCCESSORS AND ASSIGNS, THE RIGHT, PERMISSION
AND AUTHORITY TO CONSTRUCT, MAINTAIN AND
OPERATE A GAS TRANSMISSION AND DISTRIBUTION
SYSTEM, INCLUDING MAINS, PIPES, CONDUITS,
SERVICES AND OTHER STRUCTURES, IN, UNDER, UPON,
OVER, ACROSS AND ALONG THE STREETS, ALLEYS,
BRIDGES AND PUBLIC PLACES WITH THE PRESENT AND
FUTURE CORPORATE LIMITS OF THE CITY OF CASPER,

WYOMING; FOR THE FURNISHING, TRANSMISSION, DISTRIBUTION AND SALE OF GAS WHETHER ARTIFICIAL, NATURAL, MIXED OR OTHERWISE FOR LIGHTING, HEATING, DOMESTIC, INDUSTRIAL AND OTHER USES IN SAID CITY AND ELSEWHERE, LIMITING THE TERM OF SAID GRANT; PRESCRIBING THE TERMS AND CONDITIONS UNDER WHICH SAID COMPANY MAY OPERATE; AND, REPEALING ORDINANCE NOS. 20-00 AND 16-04.

Councilmember Johnson presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Pacheco.

There being no one to speak regarding the ordinance, and no discussion or amendments, motion passed.

11. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 20-223

A RESOLUTION AUTHORIZING A CONTRACT WITH EL DEAN INCORPORATED, D/B/A HUBER PLUMBING AND HEATING TO REPLACE BOILERS AND MECHANICAL EQUIPMENT AT THE METRO ANIMAL SHELTER.

RESOLUTION NO. 20-224

A RESOLUTION AUTHORIZING AMENDMENT NO.1 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH STANTEC CONSULTING SERVICES, INC., FOR CONSTRUCTION ADMINISTRATION FOR THE CONSTRUCTION OF FIRST STREET REACH OF THE NORTH PLATTE RIVER RESTORATION, PROJECT NO. 12-51.

RESOLUTION NO. 20-225

A RESOLUTION AUTHORIZING A COOPERATIVE AGREEMENT WITH THE WYOMING DEPARTMENT OF TRANSPORTATION TO ALLOW BRIDGE ABUTMENTS TO ENCROACH ON THE CITY OF CASPER RAILS-TO-TRAILS CORRIDOR.

RESOLUTION NO. 20-226

A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE LAND AND WATER CONSERVATION FUND GRANT PROGRAM.

RESOLUTION NO. 20-227

A RESOLUTION AUTHORIZING THE RELEASE OF LOCAL ASSESSMENT DISTRICT LIENS FOR LAD 153.

RESOLUTION NO. 20-228
A RESOLUTION AUTHORIZING THE RELEASE OF LOCAL
ASSESSMENT DISTRICT LIENS FOR LAD 156.

RESOLUTION NO. 20-229
A RESOLUTION AUTHORIZING A CONTRACT FOR
PROFESSIONAL SERVICES WITH CONVERGEONE, INC., TO
PURCHASE MOBILE TELEPHONE POSITIONS.

RESOLUTION NO. 20-230
A RESOLUTION AUTHORIZING A CONTRACT FOR
PROFESSIONAL SERVICES WITH MOTOROLA SOLUTIONS,
INC., TO PURCHASE MOBILE RADIO POSITIONS.

RESOLUTION NO. 20-232
A RESOLUTION AUTHORIZING A CONTRACT FOR
PROFESSIONAL SERVICES WITH NATRONA COUNTY
TRAVEL AND TOURISM COUNCIL FOR THE
CORONAVIRUS SAFE TRAVEL PROJECT.

Councilmember Johnson presented the foregoing nine (9) resolutions for adoption. Seconded by Vice Mayor Lutz.

City Manager Napier provided a brief report. Councilmember Huber indicated he is not related to anyone at the Huber Plumbing company. Motion passed.

12. MINUTE ACTION— CONSENT

Moved by Councilmember Hopkins, seconded by Councilmember Johnson, to, by consent minute action adopt the Wyoming Association of Municipalities 2021 Wyoming legislative agenda. Motion passed.

13. INTRODUCTION OF MEASURES AND PROPOSALS

Councilmembers spoke on concerns about the health of the community during the COVID pandemic as well as meetings they attended.

14. ADJOURN INTO EXECUTIVE SESSION

Mayor Freel noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, December 8, 2020, in the Council Chambers; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, December 15, 2020, in the Council Chambers.

At 7:05 p.m., it was moved by Councilmember Johnson, seconded by Councilmember Cathey, to adjourn into executive session to discuss property acquisition. The personnel matter scheduled for the Executive Session was incomplete and therefore it was not discussed. Motion passed.

At 8:46 p.m., it was moved by Vice Mayor Lutz, seconded by Councilmember Johnson, to adjourn the executive session. Motion passed.

15. ADJOURNMENT

At 8:47 p.m., it was moved by Councilmember Cathey, seconded by Vice Mayor Lutz, to adjourn the regular Council meeting. Motion passed.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Steven K. Freel
Mayor